

**UNITED STATES DISTRICT COURT**  
for the

Eastern      District of Tennessee

United States of America

v.

)

) Case No: 1:11-cr-73

Kenneth A. Smith

)

) USM No: 18331-074

Date of Original Judgment:

9/5/2012

)

Date of Previous Amended Judgment:

                        

)

(Use Date of Last Amended Judgment if Any)

Elizabeth Ford

*Defendant's Attorney*

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 78 months is reduced to 63.

*(Complete Parts I and II of Page 2 when motion is granted)*

Terminate Court File No. 337, 340

Except as otherwise provided, all provisions of the judgment dated 09/05/2012 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 06/04/2015

/s/  
*Judge's signature*

Effective Date: 11/2/2015  
*(if different from order date)*

U.S. District Judge Curtis Collier  
*Printed name and title*